FORM NLRB-501 (3-21)

UNITED STATES OF AMERICA NATIONAL LABOR RELATIONS BOARD CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE		
Case		Date Filed
	10-CA-289415	1/24/22

INSTRUCTIONS:

File an original with NLRB Regional Director for the region in	which the alleged unfair labor practice occurred or is oc	curring.
1. EMPI	OYER AGAINST WHOM CHARGE IS BROUGHT	
a. Name of Employer Amazon.com Services, LLC		b. Tel. No. 888-892-7180
		c. Cell No.
d Address (Street site state and 7/D ands)	a Employer Depresentative	f. Fax. No.
d. Address (Street, city, state, and ZIP code) 975 Powder Plant Road Bessemer, AL 35022	e. Employer Representative Travis Maynard, Director of Operations	g. e-mail
		h. Number of workers employed 5,000
i. Type of Establishment (factory, mine, wholesaler, etc.) Warehouse and distribution center	j. Identify principal product or service shipment of goods and products	-
The above-named employer has engaged in and is engaged	ging in unfair labor practices within the meaning of se	ection 8(a), subsections (1) and
(list subsections) (3)	of the National Lat	bor Relations Act, and these unfair labor
practices are practices affecting commerce within the me		
meaning of the Act and the Postal Reorganization Act.	and a second of the second of	
Basis of the Charge (set forth a clear and concise state	ament of the facts constituting the alleged unfair labor	r practices) (b) (6). (b) (7)(C)
The above named Employer unlawfully interfered (b) (6), (b) (7)(C) when its supervisors and/or agents (b) (6), (b) (7)(C) is an outspoken supply audience meeting about the employer's union bust no other purpose than to watch the employer's supervisors and/or agents. The about	created the impression that (b) (6), (b) (7)(C) is undorter of the Union Shortly after questioning a ing positions (b) (6), (b) (7)(C) observed the employer also assigned (b) (6), (b) (7)(C) to a work are ove described conduct violates Section 8(a)(1) and the conduct violates Section 8(b) (c) (d) (d) (e) (e) (f) (f) (f) (f) (f) (f) (f) (f) (f) (f	(b) (6), (b) (7)(C) during a captive eyer's agents circling work area for a where some some easily observed by
Full name of party filing charge (if labor organization, g Retail, Wholesale and Department Store Union		
4a. Address (Street and number, city, state, and ZIP code 1901 10th Avenue South Birmingham, AL 35205	3)	4b. Tel. No. 205-322-7452
Birmingnam, AL 35205		4c. Cell No.
		4d. Fax No. 205-322-8447
		4e. e-mail
5. Full name of national or international labor organization United Food and Commercial Workers, Internation		d in when charge is filed by a labor organization)
I declare that I have read the abo	ARATION ve charge and that the statements	Tel. No. 205-870-9989
Richard P. Rouco, Attorney		Office, if any, Cell No.
(signature of representative or person making charge) (Print/type name and title or office, if any)		Fax No.
Address 2 -20th Street North, Suite 930, Birmingham, AL 35203 Date 01/24/2022		e-mail rrouco@qcwdr.com

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)
PRIVACY ACT STATEMENT

Solicitation of the information on this form is authorized by the National Labor Relations Act (NLRA), 29 U.S.C. § 151 et seq. The principal use of the information is to assist the National Labor Relations Board (NLRB) in processing unfair labor practice and related proceedings or litigation. The routine uses for the information are fully set forth in the Federal Register, 71 Fed. Reg. 74942-43 (Dec. 13, 2006). The NLRB will further explain these uses upon request. Disclosure of this information to the NLRB is voluntary; however, failure to supply the information may cause the NLRB to decline to invoke its processes.



UNITED STATES GOVERNMENT NATIONAL LABOR RELATIONS BOARD

Agency Website: www.nlrb.gov Telephone: (404)331-2896 Fax: (404)331-2858

Download NLRB Mobile App

January 25, 2022

Retail, Wholesale and Department Store Union 1901 10th Ave S Birmingham, AL 35205

401 W. Peachtree Street, NE

REGION 10

Atlanta, GA 30308

Suite 472

Re: Amazon.com Services, LLC

Case 10-CA-289415

Dear Sir or Madam:

The charge that you filed in this case on January 24, 2022 has been docketed as case number 10-CA-289415. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

<u>Investigator</u>: This charge is being investigated by Field Examiner DAVID C. WATKINS whose telephone number is (629)800-6267. The mailing address is 810 Broadway Ste 302, Nashville, TN 37203-3859. If this Board agent is not available, you may contact Resident Officer STACEE R. SMITH whose telephone number is (629)800-6266.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing Form NLRB-4701, Notice of Appearance. This form is available on our website, www.nlrb.gov, or from an NLRB office upon your request.

If you are contacted by someone about representing you in this case, please be assured that no organization or person seeking your business has any "inside knowledge" or favored relationship with the National Labor Relations Board. Their knowledge regarding this proceeding was only obtained through access to information that must be made available to any member of the public under the Freedom of Information Act.

Presentation of Your Evidence: As the party who filed the charge in this case, it is your responsibility to meet with the Board agent to provide a sworn affidavit, or provide other witnesses to provide sworn affidavits, and to provide relevant documents within your possession. Because we seek to resolve labor disputes promptly, you should be ready to promptly present your affidavit(s) and other evidence. If you have not yet scheduled a date and time for the Board agent to take your affidavit, please contact the Board agent to schedule the affidavit(s). If you fail to cooperate in promptly presenting your evidence, your charge may be dismissed without investigation.

<u>Preservation of all Potential Evidence:</u> Please be mindful of your obligation to preserve all relevant documents and electronically stored information (ESI) in this case, and to take all steps necessary to avoid the inadvertent loss of information in your possession, custody or control. Relevant information includes, but is not limited to, paper documents and all ESI (e.g. SMS text messages, electronic documents, emails, and any data created by proprietary software tools) related to the above-captioned case.

<u>Prohibition on Recording Affidavit Interviews:</u> It is the policy of the General Counsel to prohibit affiants from recording the interview conducted by Board agents when subscribing Agency affidavits. Such recordings may impede the Agency's ability to safeguard the confidentiality of the affidavit itself, protect the privacy of the affiant and potentially compromise the integrity of the Region's investigation.

<u>Correspondence</u>: All documents submitted to the Region regarding your case MUST be filed through the Agency's website, <u>www.nlrb.gov</u>. This includes all formal pleadings, briefs, as well as affidavits, documentary evidence, and position statements. The Agency requests all evidence submitted electronically to be in the form it is normally used and maintained in the course of business (i.e., native format). Where evidence submitted electronically is not in native format, it should be submitted in a manner that retains the essential functionality of the native format (i.e., in a machine-readable and searchable electronic format).

If you have questions about the submission of evidence or expect to deliver a large quantity of electronic records, please promptly contact the Board agent investigating the charge. If you cannot e-file your documents, you must provide a statement explaining why you do not have access to the means for filing electronically or why filing electronically would impose an undue burden.

In addition, this Region will be issuing case-related correspondence and documents, including complaints, compliance specifications, dismissal letters, deferral letters, and withdrawal letters, electronically to the email address you provide. Please ensure that you receive important case-related correspondence, please ensure that the Board Agent assigned to your case has your preferred email address. These steps will ensure that you receive correspondence faster and at a significantly lower cost to the taxpayer. If there is some reason you are unable to receive correspondence via email, please contact the agent assigned to your case to discuss the circumstances that prevent you from using email.

Information about the Agency, the procedures we follow in unfair labor practice cases and our customer service standards is available on our website, www.nlrb.gov or from an NLRB office upon your request. NLRB Form 4541, Investigative Procedures offers information that is helpful to parties involved in an investigation of an unfair labor practice charge.

We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

Lisa Y. Henderson Regional Director

cc: Richard P. Rouco, Attorney
Quinn, Connor, Weaver, Davies & Rouco, LLP
2-20th St North Ste 930
Birmingham, AL 35203

From: Richard Rouco <rrouco@qcwdr.com>
Sent: Thursday, January 27, 2022 12:13 PM

To: Watkins, David C

Subject: RE: Amazon Cases 10-CA-289415 & 10-CA-289418

Mr. Watkins,

Thank you for reaching out. You are correct that both charges involve (b) (6), (b) (7)(C) and but may be off on but may be off on but it's in the form of a text image. I need to have someone scan the document as a pdf.

Thanks,

Richard

Quinn, Connor Weaver Davies & Rouco, LLP 2 – 20th Street North

Suite 930

Birmingham, AL 35203 Main: 205-870-9989 Direct: 205-918-7430

Fax: 205-803-4143

The information contained in this message may be proprietary, confidential or trade secret and may be legally privileged. The message is intended solely for the addressee(s). If you are not the intended recipient, you are hereby notified that any use, dissemination, disclosure or reproduction is strictly prohibited and may be a violation of law. If you are not the intended recipient, please contact the sender by return e-mail and destroy all copies of the original message.

From: Watkins, David C < David. Watkins@nlrb.gov>

Sent: Tuesday, January 25, 2022 4:32 PM **To:** Richard Rouco <rrouco@qcwdr.com>

Subject: Amazon Cases 10-CA-289415 & 10-CA-289418

Mr. Rouco,

My name is David Watkins and I have been assigned to investigate the two above referenced charges that you filed against Amazon.

I would like to start collecting the evidence in these cases. It appears from the charges that both allegations involve (b) (6), (b) (7)(C), thus I will need to take an affidavit from (b) (6), (b) (7)(C). Please let me know if you would like to set that up for us, or, if you would like me to arrange it, please send me (b) (6), (b) (7)(C) contact info. If you would like to arrange it,

please let me know some dates/times (b) (6), (b) (7)(C) is available. If (b) (6), (b) (7)(C) has the ability to perform a Zoom, I can send a link for the call, otherwise, it will be a regular phone call.

In addition, there is mention of a warning. If this was a written warning, can you please forward me that document along with any other documentary evidence in this case. If possible, I would like to have any document sin the case before I speak to (b) (6), (b) (7)(C) in case I need to reference those documents during the phone call. Thank you.

If you have any questions or need to discuss anything, feel free to e-mail or call me. Thank you for your cooperation.

David C. Watkins III
National Labor Relations Board
810 Broadway, Suite 302 | Nashville, TN 37203

Direct: 629.800.6267 | Main: 615.736.5921 | Fax: 615.736.7761

The NLRB is switching to mandatory electronic filing of all case documents (see GC 20-01).

E-file Frequently Asked Questions | E-file Live Demo | Report E-filing issues to e-filing@nlrb.gov or 1-844-762-6572

Confirmation of E-Filed documents will come from email address NLRBRegion10@nlrb.gov. E-Issued documents will come from email address e-service@service.nlrb.gov. Please add both to your email address book.

From: Richard Rouco <rrouco@qcwdr.com>
Sent: Friday, February 4, 2022 1:54 PM

To: Watkins, David C **Cc:** George Davies

Subject: RE: Amazon Cases 10-CA-289415 & 10-CA-289418

Attachments: Doc - Jan 21 2022 - 7-01 PM.pdf

Mr. Watkins,

Attached is the notice warning (b) (6), (b) (7)(C) received. I –efiled the document. We plan on filing a notice of designation of attorney on Monday for (b) (6), (b) (7)(C).

Richard

Quinn, Connor Weaver Davies & Rouco, LLP

2 – 20th Street North

Suite 930

Birmingham, AL 35203 Main: 205-870-9989 Direct: 205-918-7430 Fax: 205-803-4143

The information contained in this message may be proprietary, confidential or trade secret and may be legally privileged. The message is intended solely for the addressee(s). If you are not the intended recipient, you are hereby notified that any use, dissemination, disclosure or reproduction is strictly prohibited and may be a violation of law. If you are not the intended recipient, please contact the sender by return e-mail and destroy all copies of the original message.

January 21, 2022

TO (b) (6), (b) (7)(C)

FROM: BHM1 Management

SUBJECT: Solicitation Policy Reminder

On (b) (6), (b) (7)(C) we received multiple voluntary reports from associates that you are soliciting in working areas, during associate working times. While we understand your activity may have occurred during your break time, you were interfering with fellow associates during their working time, in their work areas. As you may be aware, it is a violation of Amazon's lawful solicitation policy for an associate to:

- Engage in solicitation of any kind on company property during working time; and
- Distribute literature or materials of any type or description (other than as necessary in the course of your job) in working areas at any time.

Nothing in Amazon's solicitation policy restricts you, (b) (6), (b) (7)(C) from engaging in solicitation in non-work areas or while you and the associates you are soliciting are both on non-work time. Non-work areas include, but may not be limited to, the parking lot and site break rooms. Amazon respects your right to engage in lawful solicitation in accordance with our lawful policy. Thank you for adhering to our policy.

National Labor Relations Board NOTICE OF DESIGNATION OF ATTORNEY OR REPRESENTATIVE

Retail, Wholesale and Department Store, Union	
and	CASE NO.
und	IO-CA-289415
Amazon.com Services, LLC	IO-CA-289418
To: Regional Director,	
,(b) (6), (b) (7)(C)	, the undersigned, hereby designate
Richard P. Rouco	, whose name and address appear below
as my attorney/representative in this proceeding	g.
	o [.]
This designation shall remain valid until a writte Board	n revocation of it, signed by me, is filed with the

FULL NAME OF WITNESS

(b) (6), (b) (7)(C)

(b) (6), (b) (7)(C)

SIGNATURE OF WITNESS (please sign in ink)

(b) (6), (b) (7)(C)

DATE

NAME OF ATTORNEY/REPRESENTATIVE Richard P. Rouco

[X] REPRESENTATIVE IS AN ATTORNEY

MAILING ADDRESS

2 - 20th Street North Suite 930 Binningham, AL 35203

EMAIL ADDRESS rrouco@qcwdr.com

TELEPHONE NUMBER 205-918-7430

From: Richard Rouco <rrouco@qcwdr.com>
Sent: (b) (6), (b) (7)(C) 2022 11:41 AM

To: Watkins, David C

Subject: RE: Amazon Case 10-CA-289415

David,

We've had a few logistical issues with getting the affidavit printed out and executed. by the working on it tonight and hope to have it this evening. did not make changes to the document you sent us.

Richard

Quinn, Connor Weaver Davies & Rouco, LLP

2 – 20th Street North

Suite 930

Birmingham, AL 35203 Main: 205-870-9989 Direct: 205-918-7430 Fax: 205-803-4143

The information contained in this message may be proprietary, confidential or trade secret and may be legally privileged. The message is intended solely for the addressee(s). If you are not the intended recipient, you are hereby notified that any use, dissemination, disclosure or reproduction is strictly prohibited and may be a violation of law. If you are not the intended recipient, please contact the sender by return e-mail and destroy all copies of the original message.

From: Watkins, David C < David. Watkins@nlrb.gov>

Sent: (b) (6), (b) (7)(C) 2022 12:41 PM **To:** Richard Rouco < rrouco@qcwdr.com> **Subject:** RE: Amazon Case 10-CA-289415

Mr. Rouco,

I have yet to see (b) (6), (b) (7)(C), (b) (7)(C) (c) (7)(C) (7)(C)

David

From: Watkins, David C

Sent: (b) (6), (b) (7)(C), 2022 3:31 PM

To: Richard Rouco < rrouco@qcwdr.com

Subject: Amazon Case 10-CA-289415

Mr. Rouo,

I am sorry in the delay in getting you this affidavit. It is attached. Please have review it, make any changes, initial by those changes, initial the bottom of each page, and then sign and date the last page. You can then e-file it. If you have any questions let me know. Please e-file it by close of business, next (b) (6), (b) (7)(C) 2022. Thank you.

David

David C. Watkins III

National Labor Relations Board

810 Broadway, Suite 302 | Nashville, TN 37203

Direct: 629.800.6267 | Main: 615.736.5921 | Fax: 615.736.7761

The NLRB is switching to mandatory electronic filing of all case documents (see GC 20-01).

E-file Frequently Asked Questions | E-file Live Demo | Report E-filing issues to e-filing@nlrb.gov or 1-844-762-6572

Confirmation of E-Filed documents will come from email address NLRBRegion10@nlrb.gov. E-Issued documents will come from email address e-service@service.nlrb.gov. Please add both to your email address book.

Case Name: Amazon.com Services, LLC

Case No.: 10-CA-289415

Agent: Field Examiner DAVID C. WATKINS

CASEHANDLING LOG

Date	Person Contacted	Method of Contact	Description of Contact or Activity
1/25/2022			I was assigned 2 cases. They are being investigated together.
1/25/2022	Bd Agent	Email	Atty reached out to other Bd agent requesting copy of charge to file NOA.
1/25/2022	ER Atty	Email	Sent copy of charge to ER ATTY and got reply back that filing a NOA.
1/25/2022	U Atty	Email	Reached out to CP to solicit evidence.
(b) (6), (b) (7)(C	U ATTY	Phone	Discussed Atty being designated Atty for I told I would check with Region. I checked with the ARD who said it was fine.

(b) (6), (b) (7)(C)

4/25/2022 U Atty Phone (b) (5), (b) (6), (b) (7)(C)

(b) (5), (b) (6), (b) (7)(C)

Date	Person Contacted	Method of Contact	Description of Contact or Activity
	Contracted	Contact	(b) (5), (b) (6), (b) (7)(C)
4/27/2022	ER ATTY	Email	ER Atty asked me to call.
4/27/2022	ER ATTY	Phone	Called to discuss Regional decision

FORM NLRB-501 (3-21)

UNITED STATES OF AMERICA NATIONAL LABOR RELATIONS BOARD CHARGE AGAINST EMPLOYER

DO NOT WRITE IN THIS SPACE		
Case		Date Filed
	10-CA-289418	01/24/2022

INSTRUCTIONS:

1 EMPI	OYER AGAINST WHOM CHARGE IS BROUGHT	curring.
a. Name of Employer	TEN ADAMOT WITOM CHANGE IS BROCKIN	b. Tel. No.
Amazon.com Services, LLC		888-892-7180
		c. Cell No.
		f. Fax. No.
d. Address (Street, city, state, and ZIP code) 975 Powder Plant Road	e. Employer Representative Travis Maynard, Director of Operations	g. e-mail
Bessemer, AL 35022		
		h. Number of workers employed 5,000
i. Type of Establishment (factory, mine, wholesaler, etc.) Warehouse and distribution center	j. Identify principal product or service shipment of goods and products	
The above-named employer has engaged in and is engage	t ging in unfair labor practices within the meaning of se	ction 8(a), subsections (1) and
(list subsections) (3)		oor Relations Act, and these unfair labor
practices are practices affecting commerce within the mea		
meaning of the Act and the Postal Reorganization Act. 2. Basis of the Charge (set forth a clear and concise state The above named Employer unlawfully interfered		
(b) (6), (b) (7)(C) when a supervisor and a labor relation the Union (b) (6), (b) (7)(C) was not provided with any about expressing support for the Union vioregarding its overly broad application of an anti-so Union. The employer's conduct violated Sections (c) (c) (c) (c) (d) (d) (d) (d) (e) (e) (e) (e) (e) (e) (e) (e) (e) (e	olated the settlement agreement the employer relicitation policy. The employer singled out (b) (a)(1) and 8(a)(3) of the Act.	ecently executed with the NLRB
Retail, Wholesale and Department Store Union		
4a. Address (Street and number, city, state, and ZIP code 1901 10th Avenue South)	4b. Tel. No. 205-322-7452
Birmingham, AL 35205		4c. Cell No.
		4d. Fax No. 205-322-8447
		4e. e-mail
5. Full name of national or international labor organization United Food and Commercial Workers, Internation		d in when charge is filed by a labor organization)
6 DECL	ARATION	Tel. No.
I declare that I have read the above charge and that the statements 205-870-9989		
are true to the best of my knowledge and belief. Richard P. Rouco, Attorney Office, if any, Cell No.		
(signature of representative or person making charge)	(Print/type name and title or office, if any)	Fax No.
Address 2 -20th Street North, Suite 930, Birmingh	e-mail rrouco@qcwdr.com	

WILLFUL FALSE STATEMENTS ON THIS CHARGE CAN BE PUNISHED BY FINE AND IMPRISONMENT (U.S. CODE, TITLE 18, SECTION 1001)
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UNITED STATES GOVERNMENT NATIONAL LABOR RELATIONS BOARD

REGION 10 401 W. Peachtree Street, NE Suite 472 Atlanta, GA 30308



Download NLRB Mobile App

January 25, 2022

Agency Website: www.nlrb.gov

Telephone: (404)331-2896

Fax: (404)331-2858

Retail, Wholesale and Department Store Union 1901 10th Ave South Birmingham, AL 35205-2601

Re: Amazon.com Services, LLC

Case 10-CA-289418

Dear Sir or Madam:

The charge that you filed in this case on January 24, 2022 has been docketed as case number 10-CA-289418. This letter tells you how to contact the Board agent who will be investigating the charge, explains your right to be represented, discusses presenting your evidence, and provides a brief explanation of our procedures, including how to submit documents to the NLRB.

<u>Investigator</u>: This charge is being investigated by Field Examiner David C. Watkins whose telephone number is (629)800-6267. The mailing address is 810 Broadway Ste 302, Nashville, TN 37203-3859. If this Board agent is not available, you may contact Resident Officer Stacee R. Smith whose telephone number is (629)800-6266.

Right to Representation: You have the right to be represented by an attorney or other representative in any proceeding before us. If you choose to be represented, your representative must notify us in writing of this fact as soon as possible by completing Form NLRB-4701, Notice of Appearance. This form is available on our website, www.nlrb.gov, or from an NLRB office upon your request.

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<u>Correspondence</u>: All documents submitted to the Region regarding your case MUST be filed through the Agency's website, <u>www.nlrb.gov</u>. This includes all formal pleadings, briefs, as well as affidavits, documentary evidence, and position statements. The Agency requests all evidence submitted electronically to be in the form it is normally used and maintained in the course of business (i.e., native format). Where evidence submitted electronically is not in native format, it should be submitted in a manner that retains the essential functionality of the native format (i.e., in a machine-readable and searchable electronic format).

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We can provide assistance for persons with limited English proficiency or disability. Please let us know if you or any of your witnesses would like such assistance.

Very truly yours,

LISA Y. HENDERSON Regional Director

cc: Richard P. Rouco, Attorney Quinn, Connor, Weaver, Davies & Rouco, LLP 2-20th St North Ste 930 Birmingham, AL 35203 401 W. Peachtree Street, NE Suite 472 Atlanta, GA 30308

Agency Website: www.nlrb.gov Telephone: (404)331-2896 Fax: (404)331-2858

April 27, 2022

Robert T. Dumbacher, Attorney Hunton Andrews & Kurth LLP 600 Peachtree Street, NE, Suite 4100 Atlanta, GA 30308-2217

C. Randolph Sullivan, Attorney Hunton Andrews Kurth LLP 951 East Byrd St Richmond, VA 23219-4074

> Re: Amazon.com Services, LLC Case 10-CA-289415 and 10-CA-289418

Dear Mr. Dumbacher and Mr. Sullivan:

This is to advise you that I have approved the withdrawal of the charges in the above cases.

Very truly yours,

LISA Y. HENDERSON Regional Director

cc: Mamadou Diop, Director of Operations Amazon.com Services, LLC 975 Powder Plant Rd Bessemer, AL 35022

> Richard P. Rouco, Attorney Quinn, Connor, Weaver, Davies & Rouco, LLP 2 20th St N Ste 930 Birmingham, AL 35203

Retail, Wholesale and Department Store Union 1901 10th Ave S Birmingham, AL 35205

Travis Maynard, Director of Operations Amazon.com Services LLC 975 Powder Plant Rd Bessemer, AL 35022-5497 Case Name: Amazon.com Services, LLC

Case No.: 10-CA-289418

Agent: Field Examiner DAVID C. WATKINS

CASEHANDLING LOG

Date	Person Contacted	Method of Contact	Description of Contact or Activity
			This case was investigated in conjunction with 10-CA-289415 and all call logs are located in that file.